

ATTORNEY DOCKET NO. 2006234-0003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eckman, et al Examiner: Susan D. Coe
Serial No.: 10/681,6090 Art Unit: 1654
Filing Date: October 8, 2003
Title: METHODS OF REDUCING BETA-AMYLOID POLYPEPTIDES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR §1.137(b)

The above-referenced application was abandoned on November 6, 2004 for failure to timely respond to the Office Action mailed May 6, 2004. The entire delay from the abandonment date to the date of this Petition was unintentional.

The above-referenced application is assigned to the Mayo Foundation for Medical Education and Research. In addition, the instant application is exclusively licensed to Satori Pharmaceuticals ("Satori") which has sole prosecution rights to this case. Accordingly, instructions with respect to the prosecution of this case were provided by Satori. Applicants respectfully submit that the instructions that Satori gave regarding prosecution of this case did not indicate that the case should be abandoned. Rather, Satori intended to abandon only the claims which stand rejected in the Office Action mailed May 6, 2004, and not the application itself. In support of this Petition, Applicants submit herewith a copy of an email dated November 2, 2004 from Satori which indicates that only the pending claims should be abandoned. Applicants respectfully submit that nowhere in that email does it indicate that the application should be abandoned. Accordingly, Applicants respectfully submit that the application was unintentionally abandoned and revival of the same is respectfully solicited.

In addition, Applicants respectfully submit that the entire delay in filing the in filing the required reply from the due date for the reply to the Response to the Office Action until the filing

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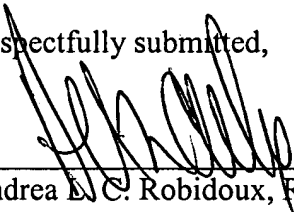
of this Petition to Revive, was unintentional. This Petition is filed within one year of the December 2, 2004 mailing date of a Notice of Abandonment in the above-referenced application.

As required by 37 CFR §1.137(b)(1), a Response to the Office Action mailed May 6, 2004 is submitted herewith. This petition is also accompanied by the small entity petition fee of \$750.00 set forth in 37 CFR §1.17(m) for an unintentionally abandoned application.

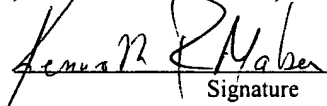
Please charge any other fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

Dated: June 29, 2005

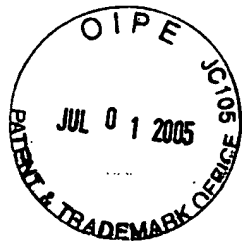

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Certificate of Mailing	
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
June 29, 2005	
Date	Signature
Kenneth R. Maben	
Typed or Printed Name of person signing certificate	

Angela Parsons

Sent: Tuesday, November 02, 2004 3:57 PM



Dear Anne
Re: office action on 10/681,609

Following extensive discussions with Angela Parsons, Mark Findeis, and you, Satori would like to recommend that the Mayo Medical Ventures abandon the current office action rejecting the questioned claims. We feel that Satori will make additional inventions very shortly that improve the purification protocol for the Black Cohosh extract and the objections regarding the current claims will be obviated.

If you have any additional questions or comments, please do not hesitate to contact me.

Sincerely,

Kollol Pal
President
Satori Pharmaceuticals

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11/3/2004